

1  
2  
3  
4  
5  
6 **UNITED STATES DISTRICT COURT**  
7 **FOR THE EASTERN DISTRICT OF WASHINGTON**

8 JADE WILCOX, on behalf of herself,  
and all others similarly situated,

9 Plaintiff,

10 vs

11 SWAPP LAW, PLLC, DBA CRAIG  
12 SWAPP AND ASSOCIATES; and  
JAMES CRAIG SWAPP, individually,

13 Defendants.

**Case No. CV 17-275-RMP**

**Related to Case No. CV 17-00122-  
RMP**

**SETTLEMENT CERTIFICATE**

14 Plaintiff, on behalf of the Class, and Defendants, by and through their  
15 undersigned attorneys, and submit this Settlement Certificate in response to the  
16 Court's Text Only Order (ECF No. 129) of August 9, 2019:

17 At the end of the mediation with Senior Judge Lonny R. Suko on May 23,  
18 2019, Plaintiff, on behalf of the Class, and Defendants reached a verbal agreement  
19 of the essential terms of a settlement of this litigation. This Court had certified a  
20 class under Rule 23 on January 25, 2019. The settlement intends to resolve the

SETTLEMENT CERTIFICATE: Page 1

1 claims of the Class. The agreement was reached with the understanding that the  
2 terms of the settlement would be subject to approval by the Court pursuant to Rule  
3 23(e) and that a formal settlement agreement would be filed with the Court along  
4 with a motion for preliminary approval. Assuming that the Court grants  
5 preliminary approval of the Settlement Agreement, notice will be provided to the  
6 Class and Class Members will be provided time to object to or request exclusion  
7 from the Class, pursuant to Rule 23(e)(1), (2) and (5).

8         Since May 23, 2019, Class Counsel and Defendants have established an  
9 Escrow Account to hold the settlement funds until distribution to the Class. In  
10 addition, Class Counsel has solicited requests for proposals from professional  
11 settlement administrators, drafted a proposed formal settlement agreement and  
12 drafted a proposed class notice. Defendants have made the first of the multi-part  
13 payments required by the settlement to the Escrow Account. Defendants anticipate  
14 providing any edits or comments on the formal settlement agreement and class  
15 notice by mid-September.

16         As such, the Co-Lead Class Counsel and Defendants' Counsel expect to be  
17 able to file the formal settlement agreement and the motion for preliminary  
18 approval along with the class notice and recommendation for appointment of a  
19 settlement administrator by no later than October 4, 2019.

RESPECTFULLY SUBMITTED THIS 29<sup>th</sup> day of August, 2019.

*Approved electronically*  
*R. Joseph Barton 8/29/19*

/s/ James B. King

By: \_\_\_\_\_  
R. Joseph Barton (admitted *pro hac vice*)  
Block & Leviton LLP  
1735 20th Street, NW  
Washington, DC 20009  
Tel: (202) 734-7046  
Fax: (617) 507-6020  
Email: [jbarton@blockesq.com](mailto:jbarton@blockesq.com)

By: \_\_\_\_\_  
James B. King, WSBA No 8723  
Evans, Craven & Lackie, P.S.  
818 W. Riverside, Suite 250  
Spokane, WA 99201-0910  
Tel: (509) 455-5200  
Fax (509) 455-3632  
Email: [jking@ecl-law.com](mailto:jking@ecl-law.com)

Thomas G. Jarrard, WSBA No. 39774  
The Law Office of Thomas G. Jarrard,  
PLLC  
1020 N. Washington Street  
Spokane, WA 99201  
Tel: (425) 239-7290  
Email: [tjarrard@att.net](mailto:tjarrard@att.net)

Barbara J. Duffy, WSBA No. 18885  
Ryan P. McBride, WSBA No. 33280  
Taylor Washburn, WSBA No. 51524  
Lane Powell PC  
1420 Fifth Avenue, Suite 4200  
P.O. Box 91302  
Seattle, WA 98111  
Tel: (206) 223-7000  
Fax: (206) 223-7107  
Email: [duffy@lanepowell.com](mailto:duffy@lanepowell.com)  
Email: [mcbri@lanepowell.com](mailto:mcbri@lanepowell.com)  
Email: [washburn@lanepowell.com](mailto:washburn@lanepowell.com)

Jason Leviton, WSBA No. 34106  
Block & Leviton LLP  
260 Franklin Street, Suite 1860  
Boston, MA 02210  
Tel: (617) 398-5600  
Fax: (617) 507-6020  
Email: [jason@blockesq.com](mailto:jason@blockesq.com)

*Counsel for Defendants*

*Co-Lead Class Counsel*

James R. Sweetser  
Marcus Sweetser  
Sweetser Law Office  
1020 N. Washington Street  
Spokane, WA 99201  
Tel: (509) 328-0678  
Email: [jsweets@sweetserlawoffice.com](mailto:jsweets@sweetserlawoffice.com)  
Email: [msweetser@sweetserlawoffice.com](mailto:msweetser@sweetserlawoffice.com)

*Additional Counsel for Plaintiff*